

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: NATIONAL FOOTBALL
LEAGUE PLAYERS' CONCUSSION
LITIGATION**

**THIS DOCUMENT RELATES TO:
ALL ACTIONS**

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No. 12-md-2323 (AB)

MDL No. 2323

DECLARATION OF MITCHELL A. TOUPS

Pursuant to 28 U.S.C. § 1746, I, Mitchell A. Toups, declare as follows:

1. I am an attorney licensed to practice law in the State of Texas and the State of New York. I am also admitted to practice in the United States District Courts for the Eastern, Western, Northern and Southern Districts of Texas, the Eastern District of Wisconsin, the Eastern District of Michigan, the United States Court of Appeals for the Fifth, Sixth, Seventh, Ninth and Eleventh Circuits, the United States Court of Federal Claims and the United States Supreme Court.

2. I am a partner in the law firm of Weller, Green, Toups & Terrell, L.L.P., and my principal office is in Beaumont, Texas. I have personal knowledge of the facts stated in this Declaration and, if called as a witness, I could, and would, testify competently to them. I make this Declaration pursuant to Section 14.3(b) of the June 25, 2014 Class Action Settlement Agreement (Doc. #6087) in support of the Armstrong Objectors' Amended Objection to the June 25, 2014 Class Action Settlement Agreement.

3. I have filed a Notice of Appearance in this matter (Doc. #6155) and hereby attest that I represent Ramon Armstrong, Nathaniel Newton, Jr., Larry Brown, Kenneth Davis, Michael McGruder, Clifton L. Odom, George Teague, Drew Coleman, Dennis DeVaughn, Alvin Harper,

Ernest Jones, Michael Kiselak, Jeremy Loyd, Gary Wayne Lewis, Lorenzo Lynch, Hurles Scales, Gregory Evans, David Mims, Evan Ogelsby, Phillip E. Epps, Charles L. Haley, Sr., Kevin Rey Smith, Darryl Gerard Lewis, Curtis Bernard Wilson, Kelvin Mack Edwards, Sr., Dwayne Levels, Solomon Page, and Tim McKyer (collectively, the "Armstrong Objectors") in this matter, all of whom are Settlement Class Members on whose behalf I filed an Amended Objection to the June 25, 2014 Class Action Settlement Agreement.

I declare under penalty of perjury the foregoing is true and correct.

Executed: October 13, 2014.



Mitchell A. Toups
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